IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 18944 of 2004

Between:

1 P.N.Reddy, S/o Muthi Reddy,
2 N.R.Swamy, S/o Sayanna,
3 P.L.Reddy, S/o Tirupathi Reddy,
4 M.N.Reddy, S/o Rama Reddy,
(Petitioners 1 to 4 are working in Hayathnagar Bus Depot,

Hyderabad)
5 Md.Jahangir, S/o Himam Ali
Faluknuma Bus Depot, Hyderabad
6 Mohd.Younusuddin, S/o Mohd.Azizuddin,
7 Mazhur Hussain, S/o Mohd. Hussain,
8 Prakash Rao, S/o Ramachandra Rao,
(Petitioners 6 to 8 are working in Midhani Bus Depot)
9 G.N.Reddy, S/o Mohan Reddy,
10 S.Mallaiah, S/o Narasaiah,
11 A.B.Reddy, S/o A.M.Reddy,
12 B.R.Reddy, S/o Anji Reddy,
13 P.Shankar, S/o P.Babaiah,
14 J.N.Rao, S/o Hanumantha Rao,
15 K.S.Reddy, S/o Kista Reddy,
16 M.Redyiah, S/o Lokiya,
17 M.Venkataiah, S/o Kasaiah,
18 B.Namu, S/o Hatya,
19 M.D.Nawab, S/o Sadak Ali,
(Petitioners 9 to 19 are working in Uppal Depot, Hyderabad)
20 V.Krishamurthy, S/o V.Chandramouli,
Medchal Bus Depot
21 K.R.Reddy, S/o K.V.Prathap Reddy,
Midhani Depot

..... PETITIONERS

AND

1 The Regional manager, APSRTC, Hyderabad City Region, JBS,

Picket, Secunderabad
2 The Depot Manager, APSRTC, Midhani Bus Depot, Hyderabad
3 The Depot Manager, APSRTC Faluknuma Bus Depot, Hyderabad
4 The Depot Manager, APSRTC Uppal Bus Depot, Hyderabad

5 The Depot Manager, APSRTC, Medchal Bus Depot, Medchal
6 The Depot Manager, APSRTC Hayathnagar Bus Depot, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of Writ of Mandamus declaring that the action of the respondents in not giving Special Grade / stagnation increment to the petitioners w.e.f. their completion of 12 years of service in APSRTC in total (All regions) and counting the present region's service of 12 years for Special Grade as arbitrary, illegal unjust and unreasonable and contrary to the circulars and contrary to the judgments of this Hon'ble Court and consequently direct the respondents to effect 12 years Stagnation Increment / Special Grade to the petitioner on completion of 12 years in all the regions of the corporation.

Counsel for the Petitioners: MR.P.VENKATESWAR RAO

Counsel for the Respondents: MR.V.T.M.PRASAD, Standing Counsel

The Court made the following:

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ORDER:

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The petitioners are working as Drivers and Conductors in the respondent Corporation. They contend that after completion of 12 years of successful service in the respective categories, they are entitled for Selection Grade Stagnation increment, which has already remained due on different dates.

2. The grievance of the petitioners is that the respondents did not take any steps to release the Special Grade Stagnation increment to the petitioners; therefore, they approached this Court seeking direction to the respondents to pass appropriate orders regarding the Selection Grade Stagnation increment to them. Respondents did not deny the eligibility of the employees who have completed 12 years of continuous service for the Selection Grade Stagnation increment.

3. In the light of the circumstances, the respondents are directed to pass appropriate orders regarding the release of the Selection Grade Scale Stagnation increment to the petitioners, keeping in view the Judgment of a Division Bench of this Court in Writ Appeal No.1301 of 2000 dated 29.10.2002, within a period of two months from the date of receipt of a copy of this order and communicate the same to the petitioners.

4. The Writ Petition is, accordingly, disposed of. No order as to costs.

dsr

ASSISTANT REGISTRAR

To:

1. The Regional Manager, APSRTC,

Hyderabad City Region, JBS, Picket, Secunderabad

2. The Depot Manager, APSRTC, Midhani Bus Depot,

Hyderabad

3. The Depot Manager, APSRTC, Faluknuma Bus Depot,

Hyderabad

4. The Depot Manager, APSRTC, Uppal Bus Depot,

Hyderabad

5. The Depot Manager, APSRTC, Medchal Bus Depot,

MEDCHAL

6. The Depot Manager, APSRTC,

Hayathnagar Bus Depot, Hyderabad

7. Two CD copies.